



IT IS ORDERED as set forth below:

Date: May 12, 2009

A handwritten signature in black ink, appearing to read "W. H. Drake", is written over a horizontal line.

**W. H. Drake
U.S. Bankruptcy Court Judge**

**UNITED STATES BANKRUPTCY COURT
NORTHERN DISTRICT OF GEORGIA
NEWNAN DIVISION**

IN THE MATTER OF:	:	CASE NUMBERS
	:	
CHRISTINE ANN ISRAEL,	:	BANKRUPTCY CASE
	:	NO. 04-17006-WHD
Debtor.	:	
_____	:	
	:	
CHRISTINE ANN ISRAEL,	:	
	:	
Plaintiff,	:	ADVERSARY PROCEEDING
	:	NO. 08-1701
v.	:	
	:	
UNITED STATES DEPARTMENT	:	
OF EDUCATION,	:	IN PROCEEDINGS UNDER
	:	CHAPTER 7 OF THE
Defendant.	:	BANKRUPTCY CODE

ORDER

Before the Court is the Motion for Extension of Time to Respond to

Discovery, filed by the plaintiff, Christine Ann Israel (hereinafter the "Plaintiff"), and the Motion of the United States Department of Education (hereinafter the "Defendant") to Compel the Plaintiff to respond to certain discovery requests and to enlarge further the discovery period. In an Order dated January 30, 2009, the Court granted the Defendant's Motion to Compel Discovery and ordered the Plaintiff to provide full and complete answers to all interrogatories, to produce all documents responsive to the Defendant's request, and to respond to all requests for admission posed by the Defendant on or before March 2, 2009 and extended the discovery period until March 31, 2009. On February 26, 2009, the Plaintiff filed the instant request, seeking at least sixty additional days within which to provide the requested documents. The Plaintiff asserts that she has been provided with insufficient time to request these documents from the institutions holding the documents. The Defendant submits that the Plaintiff has been given adequate time to comply with the Court's order and should be granted no additional time.

The Court realizes that obtaining copies of account records from banks and other institutions is time consuming and that the Plaintiff is proceeding without counsel. While the Court sympathizes with the Defendant's position and acknowledges that the Defendant has been very accommodating thus far to allow the Plaintiff additional time, the Court does not find that the Defendant will be unduly

prejudiced by a grant of additional time within which the Plaintiff can obtain the records that are relevant to the Court's determination of whether her student loan debt is nondischargeable. Accordingly, the Plaintiff's request is **GRANTED**.

The Debtor shall have through and including May 29, 2009 to provide a full complete response to the Defendant's Second Set of Interrogatories, Second Set of Requests for Documents, and Second Set of Requests for Admissions. When producing the requested documents, the Plaintiff shall either provide all documents requested by the Defendant or shall file with the Court and serve upon the Defendant a sworn affidavit detailing the documents that are not being provided and the reason why the documents are not being provided. If the documents exist, but are not accessible to the Plaintiff, the Plaintiff shall provide a detailed statement as to the steps taken by the Plaintiff to obtain the documents, along with the identity and address of the custodian of those documents.

The Defendant may reschedule the Plaintiff's deposition, which was tentatively scheduled for March 27, 2009, to a date after which it has been provided with sufficient documents.

The discovery period is hereby extended through July 2, 2009.

END OF DOCUMENT